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IN THE COURT OF APPEAL OF THE STATE OF CALIFORNIA

SECOND APPELLATE DISTRICT

DIVISION SIX

THE PEOPLE,

Plaintiff and Respondent,

v.

DAVID ALLEN KEEFE,

Defendant and Appellant.

2d Crim. No. B204343
(Super. Ct. No. 2006-023072)
(Ventura County)

ORDER MODIFYING OPINION
AND DENYING REHEARING
[NO CHANGE IN JUDGMENT]

THE COURT:

It is ordered that the opinion filed herein on February 4, 2009, be modified as follows:

1. On page 9, first full paragraph, delete the first sentence that reads: "If the egg is not sufficient, the letter Keefe sent to E.'s parents is," and replace it with: "The letter Keefe sent to E.'s parents is also sufficient. Anyone would be deeply disturbed by such a letter." The remaining text of the first full paragraph shall stay the same.

There is no change in the judgment.

Appellant's petition for rehearing is denied.